

1 R&R (Doc 47), the defendants' response to those objections (Doc 54); and the applicable law.
2 Plaintiff did not submit or seek leave to file a reply to defendants' response to objections.

3 "As required by Fed. R. Civ. P. 72(b)(3), the Court has engaged in de novo review of the
4 portions of the R&R to which petitioner has specifically objected and finds no defect of law, fact,
5 or logic in the . . . R&R." *Rael v. Foulk*, No. LA CV 14-02987 Doc. 47, 2015 WL 4111295, *1
6 (C.D. Cal. July 7, 2015), *COA denied*, No. 15-56205 (9th Cir. Feb. 18, 2016).

7 "The Court finds discussion of [the] objections to be unnecessary on this record. The
8 Magistrates Act 'merely requires the district judge to make a de novo determination of those portions
9 of the report or specified proposed findings or recommendation to which objection is made.'" It
10 does not require the district judge to provide a written explanation of the reasons for rejecting
11 objections. *See MacKenzie v. California AG*, No. SA CV 12-00432, 2016 WL 5339566, *1 (C.D.
12 Cal. Sept. 21, 2016) (Fairbank, J.) (quoting *United States ex rel. Walterspiel v. Bayer AG*, 639 F.
13 App'x 164, 168-69 (4th Cir.) (per curiam) ("The district court complied with this requirement.
14 Accordingly, we find no procedural error in the district court's decision not to address specifically
15 Walterspiel's objections."), *cert. denied*, – U.S. –, 137 S. Ct. 162 (2016)) (brackets & quotation
16 marks omitted). This is particularly true where, as here, the objections are plainly unavailing.

17 Accordingly, the Court will accept the Magistrate Judge's factual findings and legal
18 conclusions and implement his recommendations.

19
20 ORDER

21 Plaintiff Shalant's objection **[Doc #47] is OVERRULED.**

22 The Report and Recommendation **[Doc #44] is ADOPTED.**

23 Defendants' motion to dismiss the Second Amended Complaint **[Doc # 26] is GRANTED.**

24 **The Second Amended Complaint [Doc #25] is DISMISSED with prejudice.**

25 **Document #30 is DENIED as moot.**

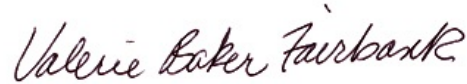
26
27 Final judgment will be entered in favor of defendants consistent with this order. "As required
28 by Fed. R. Civ. P. 58(a), the Court will enter judgment by separate document." *Toy v. Soto*, 2015

1 WL 2168744, *1 (C.D. Cal. May 5, 2015) (Fairbank, J.) (citing *Jayne v. Sherman*, 706 F.3d 994,
2 1009 (9th Cir. 2013)) (n.1 omitted), *COA denied*, No. 15-55866 (9th Cir. Jan. 20, 2016).

3
4 This action is **DISMISSED** with prejudice.

5 **The case SHALL BE TERMINATED and closed (JS-6).**

6
7 Dated: Thursday, December 29, 2016



8 Valerie Baker Fairbank

9 Senior United States District Judge
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28